

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

ANTHONY P. DALTON, M.D.

Respondent

ORDER DENYING PETITION

On December 14, 1995, the Medical Examining Board issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice medicine and surgery in Wisconsin was suspended for a period of not less than four years, with provision for successive three-month stays of the suspension conditioned upon compliance with certain conditions and limitations on the license. Among these were that respondent participate in a recognized program for the treatment of chemical dependency, that he participate in individual and/or group therapy a minimum of once each month, that he submit to random urine screens for the presence of alcohol and controlled substances, and that he provide for quarterly written reports from his supervising physician or therapist and the monitoring program. The effective date of the board's Order was December 14, 1995.

On January 24, 1996, the board found probable cause to believe that on December 30, 1995, respondent was arrested in La Crosse, Wisconsin for operating a motor vehicle while intoxicated, and that he had thereby violated the terms of the Final Decision and Order of the December 14, 1995, Order. It was therefore ordered that the stay of suspension of the license be terminated, and his license was suspended, effective January 30, 1996.

By letter dated February 8, 1996, respondent petitioned the board for reinstatement of the stay of suspension of his license. Respondent appeared before the board on February 22, 1996, in support of his petition and the board considered the matter on that date.

Based upon all information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the petition of Anthony P. Dalton, M.D., for a stay of the suspension of his license be, and hereby is, denied.

DISCUSSION

The board is concerned not only that Dr. Dalton suffered a major relapse just two weeks following the board's order granting a stay of the suspension of his license, but is concerned as well with the report from his Residential Continued Care Program at Hazelden indicating his continuing need to address not only Step I issues of powerlessness and surrender, but issues of anger and resentment as well. The board concludes that Dr. Dalton must demonstrate some significant period of compliance with the program required by the board's December 14, 1995, Final Decision and Order before it will be comfortable in reissuing a stay of suspension.

Dated this 6th day of March, 1996.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by W.R. Schwartz M.D.
W.R. Schwartz, M.D.
Secretary